

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Claude Q.C. Hayes )  
Serial No.: 10/738,471 ) Group Art Unit: 1794  
Filed: December 17, 2003 ) Confirmation No. 8199

For: **HEAT ABSORBING TEMPERATURE CONTROL DEVICES THAT INCLUDE HYDROXIDE**

Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMISSION OF REPLACEMENT APPEAL BRIEF**

Dear Sir:

In response to the two (2) Notifications of Non-Compliant Appeal Brief mailed on October 9, 2008, in connection with the above-referenced appeal, Appellant submits herewith a replacement Appeal Brief that addresses the issues raised in the foregoing Notifications. Appellant respectfully submits that the replacement Appeal Brief is in full compliance with applicable requirements.

As previously noted, Appellant submits that the outstanding obviousness rejections of the pending claims are improper and should be reversed. Appellant submits that no further charges are due in connection with this submission. However, if any additional charges arise with respect to this Appeal or otherwise, please charge to Deposit Account No. 503570 maintained by Appellant's attorneys.

Respectfully submitted,

Date: November 3, 2008

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